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Attorneys for Plaintiff  
 XOFT, INC.

UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 SAN JOSE DIVISION

XOFT, INC., a Delaware corporation,

Plaintiff,

v.

CYTYC CORPORATION, a Delaware  
 corporation, and PROXIMA  
 THERAPEUTICS, INC., a Delaware  
 corporation,

Defendants.

AND RELATED COUNTERCLAIMS.

Case No. C 05-05312 RMW

~~PROPOSED~~ ORDER GRANTING  
 XOFT, INC.'S CIVIL LOCAL RULE 79-  
 5(D) MISCELLANEOUS  
 ADMINISTRATIVE REQUEST TO FILE  
 UNDER SEAL EXHIBIT 1 TO THE  
 DECLARATION OF MONTE M.F.  
 COOPER IN SUPPORT OF XOFT,  
 INC.'S MOTION TO COMPEL CYTYC  
 TO PROVIDE VERIFIED RESPONSES  
 WITHOUT OBJECTION TO XOFT'S  
 FIRST SET OF INTERROGATORIES,  
 INCLUDING (BUT NOT LIMITED TO)  
 INTERROGATORIES 19 & 26-37


Honorable Richard Seeborg  
 Ctrm: 4, 5th Floor  
 Date: June 27, 2007  
 Time: 9:30 a.m.

1 This matter came before the Court on Xoft's Civil Local Rule 79-5(d) Miscellaneous  
2 Administrative Request to File Under Seal Exhibit 1 to the Declaration of Monte M.F. Cooper in  
3 Support of Xoft, Inc.'s Motion to Compel Cytac to Provide Verified Responses Without  
4 Objections to Xoft's First Set of Interrogatories, Including (But Not Limited To) Interrogatories  
5 19 & 26-37 ("Cooper Declaration"). Having considered the pleadings and papers on file, the  
6 Court HEREBY ORDERS that the Administrative Request is GRANTED, as follows:

- 7 (1) Exhibit 1 to the Cooper Declaration shall be filed under seal; and  
8 (2) Only the Court and court personnel may inspect the records sealed by this Order.  
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10 **SO ORDERED.**

11 Dated: June 14, 2007  
12 \_\_\_\_\_, 2007

13   
14 Honorable Richard Seeborg  
15 United States District Court Judge  
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**CERTIFICATE OF ELECTRONIC SERVICE**

I hereby certify that on **May 23, 2007**, I electronically filed the foregoing document with the Clerk of the Court using the CM/ECF system, which will send electronic notification of such filing to the following individual(s):

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I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed on **May 23, 2007**, at Irvine, California.

s/Thomas J. Gray

**Thomas J. Gray**